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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Sadek et al.

Application No.: 09/869,205

Filed: September 17, 2001

Title: MODEL AND METHOD FOR USING  
AN INTERACTIVE RATIONAL AGENT,  
MULTIAGENT SERVER AND SYSTEM  
IMPLEMENTING SAME

Office of Petitions  
Patent and Trademark Office

#11

PETITION FOR WITHDRAWAL OF THE NOTICE OF ABANDONMENT

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RECEIVED**  
**DEC 13 2004**

Technology Center 2100

Sir:

The Applicants of U.S. Patent Application No. 09/869,205 hereby request the Office of Petitions to withdraw the Notice of Abandonment mailed on November 26, 2004, received by Applicants' attorney on November 29, 2004.

The Notice of Abandonment refers to Applicants' failure to respond to the Office Action mailed on April 23, 2004. The Office Action referred to in the Notice of Abandonment was timely responded to on October 7, 2004.

The Amendment and Response was properly deposited via First Class Mail on October 7, 2004, as required by 37 C.F.R. § 1.10. A copy of the complete Amendment and Response as previously filed is enclosed with this Petition. The Acknowledgement postcard received from the U.S. Patent & Trademark Office (PTO) mailroom was stamped October 12, 2004. A copy of the Acknowledgement postcard is also enclosed as Exhibit A. Three checks for PTO fees were included with the Amendment and Response and were cleared by the PTO on October 13, 2004. A copy of each canceled check is also enclosed herewith as Exhibit B.

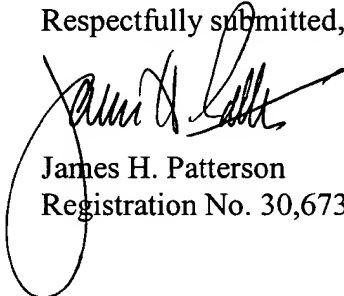
The Notice of Abandonment also includes an Examiner's Interview Summary. The Interview Summary refers to a telephonic interview between Examiner Michael B. Holmes and patent attorney James E. Nilles on November 22, 2004. The Interview Summary indicates that Mr. Nilles confirmed the case was abandoned.

Applicants respectfully note that Mr. Nilles is no longer the attorney of record in this case. A copy of the Substitution of Attorney filed by Mr. Nilles on January 16, 2003, in which all previous Powers of Attorney granted in this case were revoked, is enclosed as Exhibit C, along with a copy of the Acknowledgement postcard stamped by the PTO mailroom on January 21, 2003. Applicants further note that Mr. Nilles retired from practice and his law firm of Nilles & Nilles permanently closed on November 10, 2002. Neither the undersigned nor any other attorney presently of record in this case participated in a telephonic interview as summarized in the Examiner's Interview Summary enclosed with the Notice of Abandonment.

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Therefore, the Notice of Abandonment was entered in error and Applicants respectfully request that the Notice of Abandonment be withdrawn. It is believed that the error was inadvertently made on the part of the U.S. Patent & Trademark Office, and therefore no fee is due in relation to this matter. However, please charge any fee deemed due to Deposit Account No. 16-0631 to ensure prompt revival of the application.

Respectfully submitted,

  
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*Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 16-0631.*

CERTIFICATE OF MAILING

I hereby certify that this document is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

December 3, 2004  
Date of Deposit

  
James H. Patterson